



Indiana Judicial Nominating Commission  
30 South Meridian Street  
Suite 500  
Indianapolis, IN 46204  
(317) 232-4706

**APPLICATION**  
**FOR THE**  
**INDIANA SUPREME COURT**

I. Provide your:

- A. Full legal name and any former names. **Judy L. Woods**
- B. Current home and office addresses, including email addresses and telephone numbers.

**Home address:**

**Office Address:**

**111 Monument Circle, Suite 2700  
Indianapolis, IN 46204**

- C. Date and place of birth. **June 2, 1952; Akron, Ohio**
- D. Complete a State Police release form printed on green paper. Include the release only with the original application and not with the copies.

**The State Police release form on green paper is attached to the original at Tab I.D.**

- II. Attach a recent photograph of you to the front of the original application and to each copy of your application.

**A Photograph is attached to each copy of the application at Tab II.**

- III. A. State in what county you currently reside and since what date.

**I currently reside in Marion County, and have resided in Marion County since 1982.**

B. List all previous counties of residence, with dates.

**I resided in Allen County between 1978 and 1982. Before 1978, I resided outside of Indiana while attending college in St. Paul, Minnesota (Ramsey County), and graduate school at Bryn Mawr College in Bryn Mawr, Pennsylvania (Montgomery County) (1970-1978). I grew up in Summit and Medina Counties in Ohio (1952-1970).**

C. When were you admitted to the Indiana Bar? **1987**

D. Are you currently on active status? **Yes**

E. What is your attorney number? **11705-49**

IV. A. List below all colleges and universities you attended other than law schools. Attach a certified transcript from each to the original application and attach copies of each transcript to each application copy. (If your social security number is on your transcripts, redact it before copying.)

<u>School</u>	<u>Dates Enrolled</u>	<u>Degree</u>
Macalester College	1970-1973	B.A.
Bryn Mawr College	1973-1978	M.A. (admitted to Ph.D. Candidacy January 1977)

**Copies of each of these transcripts are attached at Tab IV.A.**

B. List below all law schools and post-J.D. programs attended. Attach a certified transcript from each to the original application and attach copies of each transcript to each application copy. (If your social security number is on your transcripts, redact it before copying.)

<u>School</u>	<u>Dates Enrolled</u>	<u>Degree/Class Rank</u>
Indiana University School of Law, Indianapolis	1982-1987	J. D. 32/205

**A copy of this transcript is attached at Tab IV.B.**

C. Describe any academic honors, awards, and scholarships you received and when.

**Indiana University School of Law at Indianapolis**

**Juris Doctorate, *cum laude*, 1987**

**Cale J. Holder Distinguished Scholar, 1986 (first recipient of award)**

**Englehart Fellowship, 1986**

**Associate Editor, INDIANA LAW REVIEW, Volumes 19 and 20, 1985-1987**

**Order of Barristers, 1986**

**Regional Semi-finalist New York Bar Association Moot Court Team, 1986**

**Bryn Mawr College, Bryn Mawr, Pennsylvania**

**Master of Arts in Anthropology, 1978**

**Candidate for the degree Doctor of Philosophy in Anthropology, 1977**

**Wenner-Gren Foundation for Anthropological Research Fellowship, 1978**

**Bryn Mawr College Graduate Scholarship, 1973-1975**

**Macalester College, St. Paul, Minnesota**

**Bachelor of Arts, *magna cum laude*, 1973**

**Degree awarded with Distinction in Anthropology and with Special Honors in Anthropology and Geography**

**Ruth and Vernon Taylor Endowed Scholarship, 1972-1973**

**Macalester College Scholarship, 1970-1972**

**Anthropology research paper published in THE CULTURAL EXPERIENCE, edited by James P. Spradley and David W. McCurdy, McGraw Hill Pub. Co., 1972 (used as undergraduate text in cultural anthropology classes).**

V. A. Provide your employment history since graduation from college, including titles or positions, locations, and dates.

**Bose McKinney & Evans LLP, Indianapolis, Indiana, Partner, 1999-present; Of Counsel, 1998-1999**

**McTurnan & Turner, Indianapolis, Indiana, Partner, 1992-1998; Associate, 1990-1991**

**Kroger, Gardis & Regas, Indianapolis, Indiana, Associate, 1987-1990**

**Merchants National Corporation, Indianapolis, Indiana, Strategic Planning Officer, 1984-1987**

**Statewide Staff Development Institute, Inc., Indianapolis, Indiana, Associate, 1983-1984**

**Prall & Company, Certified Public Accountants, Indianapolis, Indiana, Manager, Division of Management Analysis, 1980-1983**

**Indiana University at Fort Wayne, Indiana, Adjunct Professor, 1979-1980**

**ETES, Inc., Bluffton, Indiana, Associate Director of Research, 1978-1980**

B. If applicable, describe the nature and extent of your practice of law, present and former, and provide the names of your partners, associates, office mates, and employers.

Since 1987, I have been in private law practice, focusing on business and commercial litigation, as well as First Amendment litigation in federal and state courts at trial and appellate levels. My practice includes litigation of complex business and financing transactions, antitrust, class actions, business torts, shareholder disputes, RICO, fraud, bank fraud and regulatory matters, securities fraud, contracts, ERISA, Internet law, international business disputes, electronic discovery, arbitration, and related areas. I have litigated several matters at trial and appellate levels in federal and state courts concerning Free Speech, Free Exercise of Religion, and the Establishment Clause. I also have experience in commercial loan workouts, Chapter 11 bankruptcy, mediation and arbitration

Recently, I have:

Obtained summary judgment on various Constitutional and other claims in two school uniform cases in federal court; defended the Greenwood Schools in a matter involving school prayer and several First Amendment issues. Represented several religious organizations in civil matters concerning church property and dissolution of local congregations.

Obtained dismissal with prejudice of all fraud related claims and dismissal of the case as a discovery sanction in an international dispute involving business acquisitions and finance among parties in Mexico, the United States and the United Kingdom alleging RICO violations, bank fraud and other claims.

Obtained summary judgment on claims under sections 1 and 2 of the Sherman Antitrust Act in a dispute involving a hospital merger and health care practice exclusive services agreements. This case involved extensive *Daubert* briefing at the trial and appellate levels. I also litigated another major antitrust case in the ready mixed concrete industry in both criminal and civil proceedings (through class certification), and obtained plea bargains and settlements for my clients.

Assisted a major international accounting firm in responding to regulatory inquiries of behalf of a national bank with respect to the



**Patriot Act, alleged money laundering and related bank regulatory matters.**

**Represented a major international accounting firm in defending against RICO and fraud claims, obtaining partial summary judgment and favorable settlement of remainder of claims.**

**Successfully defended a challenge to a board of directors' authority to transfer assets of a corporation in case of first impression in Indiana.**

**Advised State of Indiana agencies or officers, including the Governor's counsel and the Attorney General, with respect to breach of contracts, breach of fiduciary duties, RICO and other matters.**

**Obtained settlements for officers or directors in numerous disputes involving alleged sale of unregistered securities or other breaches of state or federal securities laws. Represented various clients with respect to alleged breach of fiduciary issues in closely held corporations, trusts and securities firms.**

**Defended class actions or similar litigation involving price fixing (construction and retail industries), pay day loan industry, life insurance (ERISA issues), health insurance coverage for diabetics, banking, among others.**

**C. Describe the extent of your jury experience, if any.**

**I have been counsel of record for both plaintiffs and defendants in cases to be tried by jury. None of my jury trials has ever gone to verdict, and all have settled before trial. I have appealed jury verdicts in criminal and civil matters. I am currently litigating two matters set for jury trials later this year. I have tried a number of matters before the Permanent Judicial Commissions of the Presbyterian Church (U.S.A.), including trials to panels of seven and fifteen members.**

**D. If applicable, describe the nature and extent of your judicial experience, including a description of your experience presiding over jury trials, if any.**

**I acted as judge pro tempore for the Honorable James S. Kirsch when he was a Marion Superior Court Judge. I have been a mediator in a number of private commercial or business disputes. I have been an arbitrator for the American Arbitration Association since 1994, serving on the commercial panel and the panel for large and complex cases, and the International Center for Dispute Resolution ("ICDR"). I have handled arbitrations with extensive motion practice, evidentiary disputes and**

multi-day hearings as a single arbitrator and as part of a panel of three. I was one of 40 persons appointed to the national panel of arbitrators for the National Research Exchange (securities industry) in 2005 and was named to the national AAA panel for handling auto dealership disputes in 2010. During the period 2005 through the present, I have been a member of the Permanent Judicial Commission for the General Assembly of the Presbyterian Church (U.S.A.), the highest judicial body of this Protestant denomination, hearing administrative and disciplinary disputes appealed from lower church courts. I have never acted as a judge in a matter tried to a jury.

- VI. A. If applicable, list by caption, case number, and filing date up to five of your trial or appellate briefs and/or written judicial opinions.

*Workman v. Greenwood Community School Corp. and the Principal of Greenwood High School*, United States District Court, Southern District of Indiana, Indianapolis Division, Cause No. 1:10-Cv-0293-SEB-TAB, Brief in Opposition to Motion for Preliminary Injunction, regarding prayer at high school commencement ceremony

*Banco Del Atlantico, S.A. v. Woods, et al.*, 519 F.3d. 350 (7<sup>th</sup> Cir. 2008), Brief in Support of Motion for Sanctions, regarding discovery abuses, including duties in connection with Rule 30(b)(6) depositions

*Kochert v. Greater Lafayette Health Services, Inc. et al.*, 463 F.3d. 710 (7<sup>th</sup> Cir. 2006) (argued); *cert. denied*, 127 S. Ct. 1328 (2007), Appellees' Brief, primarily regarding application of *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509 U.S. 579 (1993) and antitrust issues in an exclusive services contract for anesthesia services

*Cincinnati Insurance Co. v. Wills*, 717 N.E.2d 151 (Ind. 1999) (argued), Appellants' Brief, involving use of insurance company's employee-attorneys ("house counsel") to defend its insureds and unauthorized practice of law issues

*Busch v. Presbytery of Pittsburgh*, Remedial Case 218-10, Permanent Judicial Commission of the General Assembly of the Presbyterian Church (U.S.A.) (2008), primary author of judicial decision and order regarding ordination standards and deviation from Constitutional requirements for ordination

- B. If applicable, list up to five legislative drafts or court rules you have written or to which you contributed significantly. Refer to them by official citation, by date, and by subject matter.

I served on the Ad Hoc Committee for adoption of UCC Article 4A of the Indiana State Bar Association in 1991.

I was a consultant to the Presbyterian Church (U.S.A.) in drafting a new section for the Church Constitution on clergy confidentiality and reporting of child abuse (section G-6.0204a and b). This provision was adopted in 2004.

In 1988, I was counsel for the Official Unsecured Creditors' Committee in the Chapter 11 bankruptcy proceeding for Overland Express, Inc. (*In re: Overland Express, Inc.*, United States Bankruptcy Court, Southern District of Indiana, Case No. IP-88-3004-FJO). Among other issues, I litigated in that case was the applicability of the Filed Rate Doctrine in interstate trucking, and oral modifications to written tariffs. I briefed and argued these matters in the Bankruptcy Court, and eventually obtained a recovery of several million dollars for the unsecured creditors. A similar case was pending in another district, and it was eventually heard by the United States Supreme Court (*Maislin Indus., Inc. v. Primary Steel, Inc.*, 497 U.S. 116, 110 S.Ct. 2759 (1990)). I was the primary author of an *amicus curiae* brief in *Maislin*. In the Court's 9-0 decision in favor of *Maislin*, points from our *amicus* brief were adopted by the Court (497 U.S. at 131, n.12). Following the decision, legislation was immediately introduced into Congress to change the law. I testified before the Commerce Committee of the United States Senate and the Science and Industry Committee of the United States House of Representatives. In 1990 and 1991, I worked with a team of lawyers on several drafts of legislative proposals for changing the Interstate Commerce Code regarding oral modifications to filed rates or tariffs. After numerous amendments and revisions, none of the proposals was adopted into law.

C. If applicable, list up to five of your contributions to legal journals or other legal publications. Provide titles, official citations, and a brief description of the subject matter.

INDIANA PRACTICE AND PROCEDURE, Second Ed., Volumes 7, 8 and 8A, INDIANA UNIFORM COMMERCIAL CODE, West Publishing Co., 2003; Annual updates 2004-2010. This is a primary treatise on Indiana's version of the Uniform Commercial Code. It includes my comments on the application of each section, summaries of Indiana case law applying the Code sections, and sample forms for the practitioner.

"Risk of Economic Loss and Implied Warranty Liability in Tripartite Finance Leases," 22 VALPARAISO UNIVERSITY LAW REVIEW 593, 1988. This article discussed the respective liability of the lessor, product seller and lessee in the typical three-party, finance-lease arrangement, including

issues of privity and responsibility when there are product defects or a breach of warranty claim.

**Exchange of Confidential Communications between Sister Corporations: An Exception to Waiver of Privilege under *Roberts v. Carrier Corporation*, 20 INDIANA LAW REVIEW 569, 1987.** This case note discusses the waiver of the attorney-client privilege when otherwise protected communications are exchanged between related, but separate corporations.

**Reasonable Inquiry under Federal Rule of Civil Procedure 11 - Is the Stop, Look, and Investigate Requirement a Litigant's Roadblock?** INDIANA LAW REVIEW 751, 1985. In 1985, Federal Rule of Civil Procedure 11 was new, and there was little experience with it. This survey article looked at the history leading to adoption of the Rule and considered some possible effects of the Rule.

**"Author's Comments" on Indiana Rules of Trial Procedure 14, 19, 20, 67, and 69, Volumes 2 and 4, William F. Harvey, INDIANA PRACTICE AND PROCEDURE, Second Ed., West Publishing Co., 1998 and 1989.** I assisted Professor Harvey in drafting and revising the Author's Comments sections for the Rules listed.

D. Include with your application copies of any four of the written materials listed above in Section VI. A., B., and C.

*Attached to this application are copies of:*

***Workman v. Greenwood Community School Corp. and the Principal of Greenwood High School*, United States District Court, Southern District of Indiana, Indianapolis Division, Cause No. 1:10-Cv-0293-SEB-TAB, Brief in Opposition to Motion for Preliminary Injunction**

***Kochert v. Greater Lafayette Health Services, Inc. et al.*, 463 F.3d. 710 (7<sup>th</sup> Cir. 2006) (argued); *cert. denied*, 127 S. Ct. 1328 (2007), Appellees' Brief**

***Cincinnati Insurance Co. v. Wills*, 717 N.E.2d 151 (Ind. 1999) (argued), Appellants' Brief**

***Busch v. Presbytery of Pittsburgh*, Remedial Case 218-10, Permanent Judicial Commission of the General Assembly of the Presbyterian Church (U.S.A.) (2008), Decision and Order**

E. Describe the nature and extent of any *pro bono* legal services you have contributed.

I have provided legal services on a *pro bono* basis to a number of organizations, including, the Indianapolis Opera; St. Richard's Episcopal School; Prevent Child Abuse, Indiana; Fairview Presbyterian Church; Fairview Early Childhood Program; and the Presbyterian Church (U.S.A.). I served on the *pro bono* committee for Bose McKinney & Evans LLP between about 2005-2010.

F. Identify the five most significant legal matters entrusted to you whether as a judge or lawyer, and describe why you believe them to be so.

(1) *1100 West, LLC v. Red Spot Paint & Varnish Co., Inc.*, United States District Court, Southern District of Indiana, Case No. 1:05-cv-1670-LJM-JMS. I represented Bose McKinney & Evans, LLP in connection with the motion for sanctions filed by 1100 West against Red Spot and Bose. Several Bose attorneys were responsible for representing Red Spot in this environmental dispute involving the migration of certain volatile organic chemicals from the Red Spot property onto the 1100 West property. Red Spot witnesses (in written discovery responses and at depositions) and Bose attorneys (in summary judgment briefs and several other pre trial filings) stated that Red Spot had never used the chemicals in question. In fact that was not true. 1100 West uncovered Red Spot's use of the chemicals and the failure of Bose lawyers to produce documents reflecting the presence of these chemicals about two weeks before trial, and moved for sanctions against Red Spot and Bose. Judge McKinney postponed the trial and immediately granted 1100 West the right to repeat most of the discovery in the case. At the time, I was a member of Bose's Executive Committee and served as general counsel/ethics officer for the firm. The complexity of the conflicts and other ethical considerations were complicated by issues of trust among the firm's lawyers and the reluctance of many in the firm (including some with direct involvement in the case) to accept the gravity of the situation. The financial consequences were significant. Dozens of depositions were retaken, written discovery was redone and former and new experts were deposed, all within about 3 months. Judge McKinney ruled the crime fraud exception applied and tens of thousands of otherwise privileged electronic communications had to be reviewed and produced. After Judge McKinney ruled in favor of 1100 West, Bose reached a settlement with 1100 West. I continued to represent the firm in connection with Red Spot's malpractice and other claims against Bose which were also settled. Resolution of the matter by settlement required extensive negotiations with Bose's professional liability carrier involving coverage and other issues. This is the single most difficult legal matter I have ever handled. I was point the person and



supervised the firm's internal investigation, the firm's relationship with its insurer, and the work of its outside counsel.

(2) I have handled several class action matters, each of which involved significant financial consequences for my clients. While representing Builder's Concrete & Supply Co., Inc. ("BCS"), Gus B. Nuchols, III, and John B. Blatzhein in *In the In re Ready Mixed Concrete Litigation*, United States District Court, Southern District of Indiana, Case No./Master Docket No. 1:05-cv-00979-SEB-JMS, I also represented BCS in its criminal proceeding (*United States v. Builder's Concrete & Supply Co., Inc.*, United States District Court, Southern District of Indiana, Case No. 1:06-CR-00054-001-LJM). Although both cases were settled, the litigation lasted several years and had lasting effects on many people: my clients who served time in a federal prison for conspiracy to fix prices, the employees who were terminated (and their families) as a result of the financial losses suffered by BCS, its customers (the plaintiffs), suppliers and contractors. As lead counsel for all civil matters (directing a team of lawyers and paralegals), and as the attorney responsible for handling the financial aspects company's (BCS) criminal sentencing (which resulted in a \$4.0 Million fine), I have had to balance litigation and business considerations for my clients during these most difficult times for the construction industry. BCS has implemented a program to prevent future violations, is maintaining its business (albeit with cutbacks and reductions), and is repaying the plaintiffs (\$5.515 Million) and the criminal fine. I am proud of these outcomes and the prospects for the company's future.

(3) In 2003, I was called upon by the Office of the General Assembly of the Presbyterian Church (U.S.A.), to represent it before the Permanent Judicial Commission of the General Assembly of the Presbyterian Church (U.S.A.), in *Session of Westminster Church of Canton, Ohio v. Office of the Stated Clerk of the General Assembly, Office of the Moderator of the General Assembly, Committee on the General Assembly, Fahed Abu-Akel, as Moderator of the Presbyterian Church, Clifton Kirkpatrick, as Stated Clerk of the General Assembly of the Presbyterian Church (U.S.A.)*, in Remedial Case 215-12 (2003). Being asked to represent the highest ecclesiastical officer in the denomination (the Stated Clerk) and the highest elected official of the General Assembly (the Moderator) was an honor and a grave responsibility. The dispute involved a challenge to the last meeting of the Assembly (a legislative body which meets bi-annually), and a demand for a special called meeting of the Assembly. If the challenge had been upheld, and a special meeting had to be called, it would have required thousands of commissioners and other participants to re-assemble at a cost of hundreds of thousands of dollars and would have taken a great emotional toll on the church. Because the matter was in the

nature of original action seeking a preliminary injunction, it required depositions and other discovery, briefing and trial to the full fifteen-member Permanent Judicial Commission to be completed within a few months. I and my team prevailed after a two-day trial.

(4) During the period 1995-2003, I represented George and Anne Gingold in a number of matters. My representation of the Gingold family began shortly before the death of Josef Gingold, the renowned violinist and founder of the Indianapolis Violin Competition. A dispute over the right to determine the disposition of Josef Gingold's Stradivarius violin and Tourte bow developed, and resulted in accusations of elder abuse. The family eventually arranged for donation of the instruments to the Indianapolis Violin Competition and as a result these instruments are played by young musicians on a regular basis -- an outcome which Josef would have whole-heartedly endorsed. This matter involved intense negotiations among many people, within the family, with other musicians, including Janos Starker, famed cellist, the Indiana University School of Music, and Indianapolis Symphony Orchestra, the Violin Competition and others), and is one of many cases I have handled with a high media profile. The outcome was a wonderful result for all concerned.

(5) *Cincinnati Insurance Co. v. Wills*, 717 N.E.2d 151 (Ind. 1999). In the 1990s, in response to rising legal costs, many insurers began hiring lawyers to represent insured persons. Insurance companies followed several models: some hired lawyers who were employees of the insurance company; some formed "captive" law firms, whose practice was limited to representing persons insured by that particular insurer; some formed contractual arrangements with individual lawyers or small law firms. These arrangements were challenged in several states and eventually in Indiana, as constituting the unauthorized practice of law or as being unethical under the Rules of Professional Conduct. I represented Cincinnati Insurance Co. in the Indiana challenge to the use of a captive law firm, Berlon & Timmel. This case was hotly contested, received considerable attention from the bar, and drew *amicus curiae* briefs on both sides. The interests of insurers, the captive lawyers, other "insurance defense" lawyers working in law firms serving multiple clients, and the plaintiffs' bar had divergent views about the propriety and implications of these arrangements. I argued, and the Court agreed, that lawyers are subject to the same ethical obligations and the Rules of Professional Conduct no matter what their employment arrangements. This is an important lesson for all lawyers. A lawyer's professional responsibility should never be subservient to the economic pressures of law practice.

G. Provide the names, addresses, and telephone numbers of three attorneys who have been your professional adversaries in your practice or who have litigated



substantial cases in your court and who would be in positions to comment on your qualifications for appointment to the Indiana Supreme Court.

**Mr. Irwin B. Levin**  
**Cohen & Malad LLP**  
**One Indiana Square, Suite 1400**  
**Indianapolis, Indiana 46204**  
**(317) 636-6481**

**Mr. Thomas A. Barnard**  
**Taft Stettinius & Hollister, LLP**  
**One Indiana Square, Suite 3500**  
**Indianapolis, Indiana 46204**  
**(317) 713-3500**

**Mr. James O'Gara**  
**KELLEY DRYE & WARREN**  
**101 Park Ave.**  
**New York, NY 10178**  
**(212) 808-7711**

**If you are unable to reach Mr. O'Gara, please contact**  
**Mr. James A. Knauer**  
**Kroger Gardis & Regas, LLP**  
**111 Monument Circle, Suite 900**  
**Indianapolis, Indiana 46204**  
**(317) 692-9000**

- VII. A. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) toward the improvement of the law, the legal system, or the administration of justice.

The first deposition I took, in 1987, was in the course of representing a large national bank in a foreclosure action against a woman who was widowed after her husband committed suicide. The husband's suicide was precipitated by an IRS audit. The husband had concealed from his wife setbacks in his law practice, his failure to pay taxes and his forgery of her name on a mortgage on their home. I was not experienced in these matters, but understood that the mortgage documents gave my client legal rights to take the home. It was an emotional experience for the widow. I went home that evening questioning my career choice. My husband reminded me that I was a person of compassion and integrity, and how important it was to remain focused on those qualities in all that I do. It was very good advice. I have never forgotten that deposition, and the lessons I learned: as an attorney I have a special responsibility for the

quality of justice. This means being a professional and following the Rules of Professional Conduct, being civil and compassionate toward all persons, and being an advocate for one's client in a manner that is honest and fair. I try to remember this experience every day and live up to its lessons.

As general counsel/ethics officer for Bose McKinney & Evans for about six years, I worked to improve the systems, policies and procedures within the firm for identifying and responding to conflicts of interest, screening of attorneys and staff, maintaining client confidentiality, and responding to particular matters concerning attorney ethics and the Rules of Professional Conduct. Bose nearly doubled in size between 1998 and 2009, making many lateral hires from smaller firms. With this rapid growth, Bose, like many other law firms found itself looking much more like a large firm, but with systems and policies better suited to management originally developed for a smaller firm. I worked with the firm's managing partner, its Executive Committee and its Information Technology Department to implement new policies and procedures. I counseled individual attorneys and staff members on a daily basis. I trained attorneys and staff on confidentiality, conflicts, and lead specific seminars when the Rules of Professional Conduct were amended. By being readily available to discuss and analyze ethics and conflicts matters, I helped Bose and its attorneys respond appropriately and professionally in many situations.

I have been committed to civility in the practice of law, and have emphasized civility when mentoring and supervising younger attorneys. I have spent many hours mentoring young lawyers, and was recognized for these efforts by the Indiana Commission for Women as a finalist for the Torchbearer award in 2008 and 2010.

I have written several articles on ethics and professionalism:

**"The Attorney-Client Privilege in Civil Litigation" And "The Attorney-Client Privilege And Work Product Immunity In The Electronic Age,"** Presentation for the National Business Institute, December 15, 2009, Indianapolis, Indiana.

**"Applications of Ethics Rules to Insurance Coverage Disputes,"** Presentation for the National Business Institute, May 14, 2009, Indianapolis, Indiana.

**"Recent Developments in Legal Ethics,"** Indiana Legal Review, Presentation for the Indianapolis Chamber of Commerce, December 13, 2007, Indianapolis, Indiana.

**"The Attorney-Client Privilege in Environmental Litigation," Presentation for the Environmental Law Section of the Indiana State Bar Association, December 6, 2007, Indianapolis, Indiana.**

**"The Attorney-Client Privilege: Following the Rules and Applying Recent Cases" and "The Attorney-Client-Privilege in Electronic Discovery" Presentations for the National Business Institute, November 28, 2007, Indianapolis, Indiana.**

**"House Counsel Are Not the Enemy," RES GESTAE, p. 20, January 1999.**

**"The Practice of Law and a Lawyer's Values, Morals and Beliefs," RES GESTAE, p. 486, April 1994.**

**"A Brief Introduction to Federal Rule of Civil Procedure 11, as Amended Effective December 1, 1993," paper and presentation for Indiana Continuing Legal Education Forum seminar on Federal Civil Practice, 1993.**

**"Civility and Professionalism in the Practice of Law," presentation and paper for Indiana Continuing Legal Education Forum seminar on Practice Skills, 1993.**

**"Selected Topics in Ethics and Professionalism," presentation and paper for Indiana Continuing Legal Education Forum seminar, 1992.**

B. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) concerning civic, political, or social issues.

**I have been a strong supporter of civil rights for all racial ethnic groups and women since I was a high school student, when, as a high school sophomore, I founded a group dedicated to promoting equal rights for African Americans. I chaired that group of more than 100 students for the next 2-3 years in leading discussion groups on fair housing and similar subjects in churches and civic organizations in northeastern Ohio. I have been active in a number of organizations committed to ending hunger, including Bread for the World. Twice, I directed the opera *Lazarus*, which was performed by the choirs of St. Thomas Aquinas and Fairview Presbyterian Church as a fund raiser for Second Helpings. For the last two years, I co-chaired the annual Fish Fry at Fairview Presbyterian Church. This is a community event, at which more than a dozen organizations serving the homeless, hungry and abused in central Indiana display information and talk to the Fish Fry customers. All the proceeds from this event are donated to those same organizations.**

I chaired the Chairish the Children fundraiser event for Present Child Abuse, Indiana in 2005.

In the late 1980s I began directing children's theater presentations at Washington St. Presbyterian Church. Many of the children who participated in these drama programs were in foster care, the victims of abuse and neglect, or living in poverty. For most of these children, receiving applause and accolades was a novel experience. I have stayed in contact with some of these children, some of whom have finished high school or even college, and one of whom is now a law student, and one of whom is now a foster mother.

As the above activities demonstrate, I prefer to work from within organizations, and often behind the scenes to raise funds and awareness for those who are in great need, particularly abused children and those who are hungry.

C. List any memberships and offices you have held in civic or charitable organizations, including dates and descriptions of the purposes of the organizations and of your involvement.

John S. Grimes Trust, Indiana University School of Law at Indianapolis, trustee 1992-present; Trust provides grants for academic research and extraordinary medical needs to law school faculty.

Indianapolis Opera, Board of Directors (2009-present), Executive Committee, Vice President for Governance (2010-present), promotion of opera in central Indiana.

St. Richard's Episcopal School, Board of Trustees (2006-present); member of search committee for new head of school (2007); private Episcopal school, grades preK-8, committed to diversity and excellence in education, preparing students with strong moral and service values.

Advisory Committee for Litigation to the General Assembly of the Presbyterian Church (U.S.A.), member (1993-2002), chair (2000-2002); Committee advised the Stated Clerk of the denomination on litigation matters affecting the denomination and assists in preparation of *amicus curiae* briefs in matters involving Free Exercise of Religion and the Establishment Clause.

Permanent Judicial Commission of the General Assembly of the Presbyterian Church (U.S.A.), member of the Commission (2005-2010); one of fifteen elected commissioners hearing appeals of administrative and disciplinary matters appeals from lower church courts.

**Prevent Child Abuse, Indiana, member of board of directors (2001-2006); chair of strategic planning committee and member of executive committee (2002-2005); organization is committed to prevention of child abuse through education and public awareness efforts.**

**Faith and Families, Inc., member of board of directors (1998-2000); ecumenical organization providing mentors for parents in distress to promote good parenting skills and prevent abuse.**

**Macalester College, member of Alumni Admissions Committee (1991-1998); responsible for recruiting and interviewing prospective students.**

**United Way of Central Indiana, co-chair Evaluation Committee and member of Agency Relations Cabinet (1992-1995); member of Evaluation Team for Legal Aid Society and Guardian Ad Litem Program (1989).**

D. List any memberships and offices you have held in professional organizations, including dates and descriptions of the purposes of the organizations and of your involvement.

**I am member of the American, Seventh Circuit, Indiana, and Indianapolis Bar Associations (1987-present); Ethics Committee, Indiana State Bar Association (2007-present); Publications Committee, Indiana State Bar Association (1995-1997); *Ad Hoc* Committee for adoption of UCC Article 4A, Indiana State Bar Association (1991).**

**I am a Distinguished Fellow of the Indianapolis Bar Foundation (2006-present), a Fellow of the Litigation Counsel of America (2007-present) and a member of the Sagamore American Inns of Court (2007-present).**

E. List any memberships you hold in social clubs or organizations. If any restrict its membership on the basis of race, sex, religion, or national origin, please describe your efforts within the organization to eliminate restrictions.

**I was a member of the Indianapolis Athletic Club from about 1979 until it closed. During the time I was a member, the Athletic Club did not discriminate on the basis of race, religion, national origin, ethnicity or sex. I am a member of the Presbyterian Church (U.S.A.). I have been an advocate within the church for many years for full participation in church membership and ordination without regard to race, religion, national original, ethnicity and sex, and present rules for ordination and membership do not discriminate on these bases.**

F. Indicate your experience teaching law, and provide the dates, names of institutions or programs, and a description of the subject matter taught.

**I have led many continuing legal education programs and other seminars on the law, including the following:**

**“Dealing with Delay Tactics in Arbitration,” Program No.10ACE43101 for AAA University, American Arbitration Association, May 11, 2010, Indianapolis, Indiana.**

**“The Attorney-Client Privilege in Civil Litigation” And “The Attorney-Client Privilege And Work Product Immunity In The Electronic Age,” Presentation for the National Business Institute, December 15, 2009, Indianapolis, Indiana.**

**“Applications of Ethics Rules to Insurance Coverage Disputes,” Presentation for the National Business Institute, May 14, 2009, Indianapolis, Indiana.**

**“The Federal Standard for Admitting or Excluding Expert Witness Testimony,” and Mock Daubert Hearing Presentation for Indiana Continuing Legal Education Forum program on Complex Litigation, October 7, 2008, Indianapolis, Indiana.**

**“Recent Developments in Legal Ethics,” Indiana Legal Review, Presentation for the Indianapolis Chamber of Commerce, December 13, 2007, Indianapolis, Indiana.**

**“The Attorney-Client Privilege in Environmental Litigation,” Presentation for the Environmental Law Section of the Indiana State Bar Association, December 6, 2007, Indianapolis, Indiana.**

**“The Attorney-Client Privilege: Following the Rules and Applying Recent Cases” and “The Attorney-Client-Privilege in Electronic Discovery” Presentations for the National Business Institute, November 28, 2007, Indianapolis, Indiana.**

**“Trade Secrets” and “Covenants Not to Compete in Employment Agreements,” seminar presentations for Professional Education Systems Institute, Inc. program on “Hot Topics in Business Litigation,” April 19, 2002, Indianapolis, Indiana.**

**“Pre Hearing Discovery and Procedures in Arbitration of Large and Complex Cases,” presentation and panel discussion for American Arbitration Association seminar on December 10, 2001, Indianapolis, IN.**



**“Brief Outline of Liability Risks for Not-for-Profit Corporations,”** paper and presentation to Indiana Chapter of Church Business Administrators, 1995, and to Indianapolis Church Federation (with Blue & Co., Certified Public Accountants), 1994, Indianapolis, Indiana.

**“A Brief Introduction to Federal Rule of Civil Procedure 11, as Amended Effective December 1, 1993,”** paper and presentation for Indiana Continuing Legal Education Forum seminar on Federal Civil Practice, 1993.

**“Civility and Professionalism in the Practice of Law,”** presentation and paper for Indiana Continuing Legal Education Forum seminar on Practice Skills, 1993.

**“Selected Topics in Ethics and Professionalism,”** presentation and paper for Indiana Continuing Legal Education Forum seminar, 1992.

**“Commercial Paper and Payments,”** presentation and paper for Indiana Continuing Legal Education Forum seminar on The Evolving Commercial Law in Indiana, 1992, Indianapolis, Indiana.

**“Brief Outline of UCC Article 4A as Adopted by Indiana Code § 21-1-4.1,”** presentation and paper to Indiana State Bar Association 1991 annual meeting, Corporation Counsel Section, Indianapolis, Indiana.

**“Brief Outline of Liability Issues for Banks and Customers Under UCC Article 4A,”** presentation and paper to Indiana Cash Management Association 1991 annual meeting, Indianapolis, Indiana.

**“Uniform Commercial Code Update on Sections 2A and 4A,”** co-author with Michael K. McCrory, paper and presentation to Indianapolis Bar Association, Business Law Section, 1991, Indianapolis, Indiana.

**“Selected Topics in Indiana Common Law of Contracts,”** presentation and paper for Indiana Continuing Legal Education Forum seminar on Contract Law, 1988, Indianapolis, Indiana.

**“Enforcement of Judgments,”** co-author with James A. Knauer of paper for Indiana Continuing Legal Education Forum seminar on Rights and Remedies for Indiana Creditors in the 1980s, 1987, Indianapolis, Indiana.

I taught the **“Contracts,” “Sales and Uniform Commercial Code Article 2,”** and **“Uniform Commercial Code Articles 3 and 4,”** sections for Indiana Lawyers’ Bar Review course, 1995, 1996, 1997. I also prepared the written materials for these courses.



I taught anthropology at Indiana University-Fort Wayne on an adjunct basis while I was working on my dissertation during 1979-1980. I taught an introductory class and a senior level seminar. I have several academic publications and seminar presentations in the field of cultural anthropology.

G. Describe your hobbies and other leisure activities.

I am an avid gardener, and spend a great deal of my leisure time in warmer weather maintaining my many flower beds and the flower beds at Fairview Presbyterian Church. I am a great cook, and enjoy cooking for groups, both large and small. I read a variety of fiction and nonfiction, and usually read about fifty books a year. My husband and I enjoy traveling, attending sporting and arts events in Indianapolis, and together lead a travel seminar in Greece or Scotland every 1-2 years. I enjoy directing children's theater, and have produced about 25 productions for young audiences, including two fully-staged productions of Menotti's *Amahl and the Night Visitors* with John Schmid, director of the Indianapolis Opera Chorus.

VIII. A. Provide names, addresses, and telephone numbers of three professional references other than those listed in Section VI. G.

Mr. George T. Patton, Jr.  
700 North One Lafayette Centre  
1120 20<sup>th</sup> Street, N.W.  
Washington, D. C. 20036  
(202) 470-1944

Mr. William F. Harvey  
8949 Sassafras Court  
Indianapolis, Indiana 46260  
(317) 872-4539

Ms. Amy Marlyse Burgert  
Zabel Freeman  
420 Heights Blvd.  
Houston, Texas 77007  
(713) 802-9117

B. Provide names, addresses, and telephone numbers of three personal references other than those listed in VI. G.

**Rev. Jill S. Hudson**  
**Office of the general Assembly, PC(U.S.A.)**  
**100 Witherspoon Street**  
**Louisville, Kentucky 40202-1396**  
**(888) 728-7228**

**Mr. S. R. (Chic) Born**  
**8888 Keystone Crossing, Suite 1500**  
**Indianapolis, Indiana 46240**  
**(317) 569-3000**

**Ms. Marisol Sanchez**  
**Bose McKinney & Evans LLP**  
**111 Monument Circle, Suite 2700**  
**Indianapolis, Indiana 46204**  
**(317) 684-5421**

C. List any lawsuits or legal proceedings in any jurisdiction, including bankruptcies and dissolutions, to which you have been a party. Provide dates, case numbers, names of other parties, and, if needed, a brief explanation.

**I have been a party to the following matters:**

***Edwards v. Woods*, Marion Superior Court, Case No. 49 D07-0506-CT-022748; traffic accident, settled for nominal amount by my insurer.**

***Woods v. Koppitch*, Wells Circuit Court (1979);**

***In re Estate of James E. Woods, Deceased*, Circuit court in the Fifth Judicial Circuit in and for Marion County Florida, Probate Division, File No. 94-750-CP (1994); I was the personal representative for my deceased father's estate until it was closed in 1997.**

D. If you ever have been arrested or cited for any violation of the law other than for routine traffic violations, provide dates, jurisdictions, and an explanation of the event and its resolution.

**I have never been arrested or cited for violation of any law other than a single traffic ticket.**

E. If you are or have been a member of the Bar of any other state, identify the jurisdiction and provide dates.

I have been admitted to the following: United States Supreme Court (1990); United States Courts of Appeal for the Seventh Circuit (1989), District of Columbia (1992), Third Circuit (2003), and Fourth Circuit (2008); United States District Courts for the Northern and Southern Districts of Indiana (1987). I have been admitted *pro hac vice* in California, Connecticut, Illinois, Minnesota, Missouri, Pennsylvania, Virginia and Texas.

F. If you have been disciplined or cautioned, formally or informally, by the Indiana Supreme Court Disciplinary Commission, by the Indiana Commission on Judicial Qualifications, by the Indiana Supreme Court, or by similar entities in any other jurisdiction, identify each instance by date, case number if applicable, and describe the circumstances and the nature of the outcome or resolution.

**I have never been disciplined or cautioned by the Indiana Supreme Court Disciplinary Commission, the Indiana Commission on Judicial Qualifications, the Indiana Supreme Court, any other court or any similar entity.**

G. If you have any outstanding federal, state, or local tax obligations, please itemize and explain.

**I am not aware of any outstanding obligation to any taxing organization.**

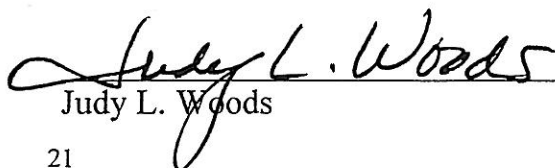
IX. A. Attach a recent statement from your physician describing your general physical condition.

B. Within the past three years, have you been diagnosed or treated for an emotional or mental condition or illness, including any condition that involves treatment for drug or alcohol use? If so, provide the dates of assessment and/or treatment and the names and addresses of your doctors or other treatment providers.

C. Are you able to perform the essential functions of Justice on the Indiana Supreme Court, with or without accommodation?

**Yes, I am.**

June 30, 2010

  
Judy L. Woods

## WAIVER AND STATEMENT OF CONSENT

The undersigned applicant authorizes the release to the Indiana Judicial Nominating Commission or its staff or agents any records, reports, and documents, whether or not otherwise confidential, which may be requested by the Commission in the performance of its evaluations of candidates pursuant to I.C. § 33-27-3-2. The scope of this authorization extends to, but is not necessarily limited to, requests from the Commission for Federal, State or local tax records, criminal and driving histories from any jurisdiction, attorney and judicial disciplinary records from any jurisdiction, whether pending or closed, and credit reports and histories. The undersigned releases and discharges the Judicial Nominating Commission, its individual members, its employees, agents and representatives, the Indiana State Police, the Indiana Department of Revenue, the Indiana Supreme Court Disciplinary Commission and any other agency or person or their agents or representatives providing information to the Commission from any and all liability arising from the furnishing and use of information concerning the undersigned applicant.

The undersigned agrees and understands that the Indiana Judicial Nominating Commission or its members, agents, or employees, may interview or otherwise consult with members of the legal, judicial, and general community concerning the professional qualifications and the integrity of the applicant, that the name of the applicant will be released by the Commission upon its receipt of the application and this waiver, and that if, pursuant to I.C. § 33-27-3-2(d), the applicant is given further consideration as a candidate after the Commission's initial screening of candidates, or if no such screening occurs and all applicants are considered, the application will be made public. This waiver does not constitute an election by the applicant pursuant to I.C. § 33-27-3-2(g)(3)(C) to authorize the release of investigatory records which are excepted from public inspection pursuant to I.C. § 33-27-3-2(g)(1) and (2).


The undersigned agrees to immediately supplement this application upon any event or circumstance substantially affecting any answer provided in the application.

The undersigned acknowledges having read the Instructions attached to the application.

The undersigned agrees to resign from office or membership in any political organization upon submission of this application.

The undersigned affirms that, if nominated by the Judicial Nominating Commission to the Governor and thereafter appointed to this judicial office, the candidate will accept the appointment.

June 30, 2010

  
Judy L. Woods